



Carr 3-10-3

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Patent Application

Inventor(s) Charles D. Carr
Lu Fang
Dhiraj H. Malkani

RECEIVED

MAR 01 2004

Case 3-10-3

Conf. No. 2372

Serial No. 09/872,306

Group Art Unit 2874

Filing Date June 1, 2001

Examiner Joshua L. Pritchett

Title MEMS Device

COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313

SIR:

03/16/2004 AJCHNSUT 00000000 501245 000000

01 FC:140F

330.00 EA

BRIEF ON APPEAL

I. INTRODUCTION

Appellants submit the foregoing brief pursuant to a Notice of Appeal mailed December 24, 2003, from a decision of the Examiner dated December 15, 2003, finally rejected claims 1-17 of the above-identified application.

II. REAL PARTY IN INTEREST

Agere Systems, Inc. is the real party in interest by virtue of an Assignment recorded in the United States Patent and Trademark Office on January 4, 2002.

III. RELATED APPEALS AND INTERFERENCES

This is the first appeal in the above-identified application.